

# MEMORANDUM

**TO:** RICHARD MALAGIERE, ESQ.  
**FROM:** KIMBERLY A. O'SULLIVAN, ESQ.  
**RE:** PAY-TO-PLAY – Meaning of “Bergen County”  
**DATED:** March 26, 2012

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It has come to the attention of the Bergen County Board of Chosen Freeholders (“Freeholders”) that there is some confusion relating to the phrase “any candidate for elective office in the County of Bergen or holder of elective office in the County of Bergen” as used in the Pay-to-Play Ordinance adopted by the Freeholders on December 7, 2011. This phrase is used in Section 1A(i), Section 1B(i), Section 1C(i) of the Ordinance. This phrase is limited to those persons who run for, or are elected to, any county office in Bergen County, *e.g.* Bergen County Freeholder, Bergen County Sheriff, County Executive of Bergen County, County Clerk for Bergen County, Bergen County Surrogate. This phrase does not include candidates or holders of elective office on a municipal level in Bergen County, or candidates for Governor, Assemblyperson or Senator, nor does it include any member of Congress whose district includes Bergen County.